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Commonwealth of Virginia

RESPONSE TO PETITION FOR RULEMAKING

Check one: ☐ Initial Agency Notice ☒ Agency Decision

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Agency Name: Board of Pharmacy, Department of Health Professions

Chapters affected:

VAC No. (e.g., 4 VAC 20-490):	Chapter Name (e.g., Regulations Pertaining to Sharks):
18 VAC 110-20-320	Regulations Governing the Practice of Pharmacy

Statutory Authority: 54.1-2400 and Chapters 33 and 34 of Title 54.1

Name of petitioner: Gregory C. Chase, RPh

Nature of petitioner's request: Limit the time period on refills of Schedule VI drugs from two years to one year from date of issue for consistency with most other states and insurance plans and to reduce the number of invalid doctor/patient relationships after one year.

INITIAL AGENCY NOTICE

Agency's plan for disposition of the request: The Board will discuss the merits of the petition at its meeting on September 8, 2003 and then will consider any public comment prior to making a decision on whether to initiate rule-making at its meeting on November 25, 2003.

Comments may be submitted until October 13, 2003

AGENCY DECISION

☒ Request Granted

☐ Request Denied

Statement of reasons for decision: The Board voted to begin the process of amending regulations because the current regulation is in conflict with the policy of all third-party insurance companies that requires prescriptions to be renewed annually in order to be reimbursed. Approximately 85% of all prescriptions are covered by Medicaid or some other third-party. The disparity in requirements causes confusion on the part of patients who believe they have refills remaining, but the pharmacy cannot refill the prescription if third-party reimbursement is involved.

Agency Contact for Further Information:

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